

Indiana Department of Education

Division of Exceptional Learners

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	1868.02
COMPLAINT INVESTIGATOR:	Steve Starbuck
DATE OF COMPLAINT:	February 5, 2002
DATE OF REPORT:	March 1, 2002
REQUEST FOR RECONSIDERATION:	no
DATE OF CLOSURE:	April 3, 2002

COMPLAINT ISSUES:

Whether the School City of Hammond violated:

511 IAC 7-25-7 by failing to conduct an additional evaluation and convene a CCC meeting within 60 instructional days of the parent's written consent.

The parent alleges that she did not receive notice of procedural safeguards upon the initial referral for evaluation or upon notification of the CCC meeting. During the investigation, it was determined that the initial evaluation was conducted in March 1999. Based on documentation provided by the school, there is no indication that this is a systemic problem or a reoccurring one. Therefore, since the alleged incident occurred over one year ago, this complaint issue was not included in the investigation.

FINDINGS OF FACT:

1. The student is twelve years old, is currently being home schooled, and has been determined eligible for special education due to a learning disability.
2. The parent provided school personnel with written consent on November 7, 2001, to complete an additional educational evaluation for the student. The evaluation was completed on November 29, 2001. On December 17, 2001, a CCC meeting was convened to discuss the results of the evaluation. An evaluation and a CCC meeting to discuss the results of the evaluation were completed within 26 instructional days from the date that school personnel received the parent's written consent.

CONCLUSIONS:

1. Finding of Fact #2 reflects that the school conducted an educational evaluation and convened a CCC meeting to discuss the results of the evaluation within 60 instructional days from the date that written parental consent was received. Therefore, no violation of 511 IAC 7-25-7 is found.

The Department of Education, Division of Exceptional Learners, requires no corrective action based on the Findings of Fact and Conclusions listed above.

DATE REPORT COMPLETED: March 1, 2001